

1 Steve W. Berman (*Pro Hac Vice* Pending)  
 2 Thomas E. Loeser (State Bar No. 202724)  
 3 HAGENS BERMAN SOBOL SHAPIRO LLP  
 4 1918 Eighth Avenue, Suite 3300  
 5 Seattle, WA 98101  
 6 Telephone: (206) 623-7292  
 7 Facsimile: (206) 623-0594  
 8 steve@hbsslaw.com  
 9 toml@hbsslaw.com

10 Peter B. Fredman (Cal. State Bar No. 189097)  
 11 LAW OFFICE OF PETER FREDMAN  
 12 125 University Ave, Suite 102  
 13 Berkeley, CA 94710  
 14 Telephone: (510) 868-2626  
 15 Facsimile: (510) 868-2627  
 16 peter@peterfredmanlaw.com

17 David Pivtorak (State Bar #255943)  
 18 LAW OFFICE OF DAVID PIVTORAK  
 19 50 Francisco St., Suite 103  
 20 San Francisco, CA 94133  
 21 Telephone: (415) 484-3009  
 22 Fax: (877) 748-4529  
 23 email: pivtoraklaw@gmail.com

24 Attorney for Plaintiffs,  
 25 GUSTAVO REYES and MARIA  
 26 TERESA GUERRERO, husband and wife,  
 27 individually, and on behalf of others similarly situated

28 UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

GUSTAVO REYES and MARIA TERESA )  
 GUERRERO, husband and wife, individually, ) Case No. C 10-01667 (JCS)  
 and on behalf of others similarly situated, )

**CLASS ACTION**

Plaintiffs,

v.

WELLS FARGO BANK, N.A., a national  
 bank; and DOES 1-100, inclusive,

Defendants.

) **STIPULATION AND (PROPOSED)**  
 ) **ORDER SETTING HEARING AND**  
 ) **BRIEFING SCEHDULE FOR MOTION**  
 ) **FOR CLASS CERTIFICATION**

) **Hon. Magistrate Judge Joseph C. Spero**  
 )

RECITALS

1. This is a stipulation and proposed order to establish a class certification briefing schedule following a series of discovery disputes, the completion of certain discovery, and related agreements to continue the deadline for filing the motion for class certification.

2. The parties have been engaging in class-certification related discovery and meeting and conferring in order to resolve discovery disputes. During this time they have entered into a series of stipulations extending class certification deadlines.

3. On or about June 30, 2011, the parties agreed to extend the deadline again and that they would wait until pre-certification discovery plan could be developed before seeking an additional stipulated order thereon.

4. Discovery has now progressed to the point where the parties seek to set such a class certification briefing schedule.

STIPULATION

THEREFORE, the parties stipulate and request that the Court order as follows:

1. Plaintiffs' deadline to file their motion for class certification is extended from September 12, 2011 to January 9, 2012.

2. Wells Fargo's opposition to the motion for class certification shall be due February 8, 2012.

3. Plaintiffs' reply brief in support of class certification shall be due February 22, 2012.

4. This stipulation is without prejudice to the rights, claims, defenses and arguments of all parties.

IT IS SO STIPULATED

DATE: September 1, 2011

HAGENS BERMAN SOBOL SHAPIRO LLP  
LAW OFFICE OF PETER FREDMAN  
LAW OFFICE OF DAVID PIVTORAK

By: /s/ Peter Fredman  
Attorney for Plaintiffs

DATE: September 1, 2011

SEVERSON & WERSON  
A Professional Corporation

By: /s/ Michael J. Steiner  
Attorney for Defendant

**ORDER**

1. The hearing on class certification shall be on 4/6/2012 at 9<sup>30</sup> a.m.
2. Plaintiffs shall file their motion for class certification by January 9, 2012.
3. Defendant's opposition shall be due February 8, 2012.
4. Plaintiffs' reply brief is due February 22, 2012.

**IT IS SO ORDERED**

Date: 9/6/11

  
\_\_\_\_\_  
Hon. Joseph C. Spero  
U.S. MAGISTRATE JUDGE